

1010 Hurley Way, Suite 300
 Sacramento, CA 95825
 (916) 263-6000
 Fax (916) 263-6042

CALIFORNIA HORSE RACING BOARD



PACIFIC RACING ASSOCIATION

A Magna Entertainment Facility
 Golden Gate Fields
 Albany, California

Report of the Board of Stewards To the California Horse Racing Board

Hon. Arnold Schwarzenegger, Governor
 Hon. Richard B. Shapiro, Chairman
 Hon. John C. Harris, Vice Chairman
 Hon. John Andreini, Member
 Hon. Jesse H. Choper, Member
 Hon. Jerry Moss, Member

Kirk E. Breed, Executive Director
 Richard "Bon" Smith, Assistant Executive Director

Report for the period Wednesday, June 11, 2008 through Sunday, June 15, 2008.

Wednesday

06-11-08¹ CAL-BRED REPORT

Purse \$10,000. For Cal-Bred three year olds and upward, claiming price \$5,000 at one mile and one sixteenth. The race was called off with four entries.

06-11-08² DECLARATIONS – REFUNDS

| | | | |
|-----------------------|------------------------|--------------------------|-------------------|
| 5 th race: | #1 STELLA'S POSADA | (Tr. Jerry Hollendorfer) | sick |
| | Examining Veterinarian | Diane Isbell | NO REFUND: Entry |
| | #5 TIMELY BRUSH | (Tr. Gordon Wells) | sick |
| | Examining Veterinarian | Diane Isbell | REFUND: \$ 134.50 |
| 6 th race: | #1a LEGION HEIRESS | (Tr. Armando Lage) | also eligible |
| | Stewards | | NO REFUND: Entry |
| | #11 STARS BELLE | (Tr. Lloyd Mason) | also eligible |
| | Stewards | | REFUND: \$ 263.50 |
| 7 th race: | #1a FULL IN | (Tr. Jerry Hollendorfer) | also eligible |
| | Stewards | | NO REFUND: Entry |
| | #9 QUINQUIN THE KING | (Tr. R. B. Hess) | also eligible |
| | Stewards | | REFUND: \$ 945.00 |
| 8 th race: | #4 APOLLINO | (Tr. Steve Wickman) | injured |
| | Examining Veterinarian | Diane Isbell | REFUND: \$ 245.00 |

06-11-08³ **RULING NO. 20 – BAZE**

Jockey **RUSSELL BAZE**, who rode FIRST TAKE in the eighth race at Golden Gate Fields on Sunday, June 8, 2008, is suspended three (3) racing days (June 18, 19 and 20, 2008) for altering his course without sufficient clearance in the stretch and causing interference resulting in the disqualification of his mount from second to sixth; a violation of California Horse Racing Board rule #1699 (d) & (f) (Riding Rules – careless riding).

The term of this suspension shall not prohibit participation in designated races in California.

The aforementioned ruling was issued after Mr. Baze reviewed the race with the stewards and acknowledged guilt.

06-11-08⁴ **RULING NO. 21 – MASON**

In the Matter of:
INGRID MARIE MASON

Having now paid the four thousand dollar (\$4,000.00) fine imposed in Bay Meadows Racing Association ruling #25, dated March 9, 2008, Ingrid Marie Mason is deemed eligible for re-licensing.

The preceding ruling was issued after this Board received notification from Golden Gate Fields' paymaster of purses that Ms. Mason had paid the fine imposed in ruling #25, issued at Bay Meadows on March 9, 2008.

06-11-08⁵ **RACING PROGRAM**

The afternoon racing program progressed smoothly without incident.

06-11-08⁶ **ATTENDANCE & HANDLE**

| | | | |
|--------------|--------------|-----------|-----------------------|
| GGF | 1,330 | \$ | 331,250.20 |
| NCOT | 2,351 | \$ | 856,749.30 |
| SCOT | | \$ | 510,452.80 |
| Out of State | | | <u>\$1,669,349.11</u> |
| TOTAL | 3,681 | \$ | \$3,367,801.41 |

Thursday06-12-08¹ **CAL-BRED REPORT**

Purse \$12,000. For Cal-Bred three year olds and upward, claiming price \$8,000 at one mile. The race was called off with no entries.

06-12-08² **DECLARATIONS – REFUNDS**

| | | | |
|-----------------------|-------------------------------------|-----------------------|-------------------|
| 4 th race: | #5 UNUSUAL BEAT | (Tr. Clifford Delima) | sick |
| | Examining Veterinarian Diane Isbell | | REFUND: \$ 116.00 |
| 6 th race: | #1a WHO DARE | (Tr. Armando Lage) | also eligible |
| | Stewards | | NO REFUND – Entry |

6th race: #11 FOUR NINETY NINE B (Tr. Reina Gonzalez)
Stewards

also eligible
REFUND: \$ 445.30

06-12-08³ **HECTOR ROMERO FORMAL HEARING**

A hearing was held to address California Horse Racing Board complaint 04BM150 filed against Hector R. Romero, who was licensed as jockey, for alleged violation of CHRB rules 1489 (h) (Grounds for Denial or Refusal of License), #1485 (d) (Licensee Subject to Conditions and Agreements) and #1874 (4) (Disorderly Conduct). The complaint was issued after Mr. Romero pled guilty in Riverside County Superior Court to a felony of 11377 (A) H&S: Possession of Methamphetamine and misdemeanor charges of 11550 (a) H&S: Under the Influence of Controlled Substance, #23152 (A) VC: Driving under the Influence of a Controlled Substance and 14601.2 (A) VC: Driving with a Suspended License. This matter was originally scheduled to be heard at Golden Gate Fields on May 28, 2005. After Mr. Romero failed to appear his license was suspended.

Present for the hearing were stewards Dennis Nevin, John Herbuveaux and Darrel McHargue, Mr. Romero and CHRB investigator Anne Glasscock and Charles Smith. Certified Shorthand Reporter Christine Niccoli recorded the proceeding.

After taking sworn testimony and admitting the supporting documents into the record, the matter was submitted for decision.

06-12-08⁴ **HORSE INJURY**

During the running of the first race, near the 3/8 pole #6 FAMEGO, ridden by jockey Frank Alvarado, sustained a severe injury to its left hind pastern. Jockey Alvarado was able to pull the horse up without further injury or causing interference to the rest of the field. It was reported later by the track veterinarian Dr. Kerr the injury required the horse to be euthanized.

06-12-08⁵ **ATTENDANCE & HANDLE**

| | | |
|--------------|--------------|-----------------------|
| GGF | 1,194 | \$ 356,774.50 |
| NCOT | 2,282 | \$ 825,113.00 |
| SCOT | | \$ 453,358.30 |
| Out of State | | \$1,267,474.30 |
| TOTAL | 3,476 | \$2,902,720.10 |

Friday

06-13-08¹ **CAL-BRED REPORT**

Purse \$16,000. For Cal-Bred fillies three years old, claiming price \$12,500 at six furlongs. Only four horses were entered in the race, the race was opened up and used open with seven wagering interest.

06-13-08² **DECLARATION – REFUND**

7th race: #3 ICAN'TREMEMBER (Tr. Doug Utley)
Examining Veterinarian Diane Isbell

sick
REFUND: \$ 513.50

06-13-08³ **RULING NO. 22 - ROMERO**

In the Matter of:

Unlicensed Apprentice Jockey **HECTOR R. ROMERO**

Having now appeared and a hearing having been held, Pacific Racing Association ruling #13, dated May 29, 2005, suspending Hector R. Romero for violation of California Horse Racing Board rule #1547 (Failure to Appear), is set aside.

Further, Hector R. Romero is suspended retroactively from May 29, 2005 through the term of his license (07-31-2007) for violation of California Horse Racing Board rules #1489 (h) (Grounds for Denial or Refusal of License – Conviction for possession of a controlled substance), #1485 (d) (License Subject to Conditions and Agreements) and #1874 (4) (Disorderly Conduct) on November 17, 2004.

The ruling listed above was issued after the stewards gave the matter due deliberation.

06-13-08⁴ **FORMAL HEARING – SIERRA**

A transcribed hearing was held today to address California Horse Racing Board complaint 08BM145 filed against trainer **CIRILO SIERRA** for alleged violation of CHRB rules 1843(a)(d) (Medication, Drugs and Other Substances), 1844 (e) (Authorized Medication), 1877(a) (Trainer to Insure Condition of Horse) and 1859.5 (Disqualification Upon a Positive Test). Mr. Sierra was cited after his horse INDIAN WEAVER, second place finisher in the first race at Bay Meadows on April 11, 2008, post race tested with a level of clenbuterol (Class III) (9.3 ng/ml) in excess of the regulatory level.

Present for today's hearing were stewards Dennis Nevin, John Herbuveaux and Darrel McHargue, Mr. Sierra, Pedro Muniz (interpreter), CHRB investigator Charles Smith and supervising investigator Anne Glasscock.

After hearing the facts of the case and receiving the supporting documents on the record, the matter was submitted for decision.

06-13-08⁵ **INQUIRY – NO CHANGE – Fourth Race**

Following the running of the fourth race the inquiry was posted for a review of the 3/8 turn involving #1 SWEETEST ONE (6th, Francisco Duran) and #7 FANCY SUMMER (5th, Chris Landeros).

After talking to the riders involved and reviewing the recorded views of the race, the posted order of finish was made official.

Tapes show both horses contributed to their own problems as #1 lugged out on the turn and #7 began to lug out, then became unmanageable and raced extremely erratic.

06-13-08⁶ **ATTENDANCE & HANDLE**

| | | |
|--------------|--------------|-----------------------|
| GGF | 1,539 | \$ 357,780.10 |
| NCOT | 2,854 | \$1,063,264.30 |
| SCOT | | \$ 310,857.60 |
| Out of State | | \$1,660,707.52 |
| TOTAL | 4,393 | \$3,392,609.52 |

Saturday06-14-08¹**CAL-BRED REPORT**

Purse \$13,000. For Cal-Bred three years olds and upward, claiming price \$10,000 at six furlongs. Only three horses at six furlongs. Only three horses were entered into the race and the race was called off.

06-14-08²**DECLARATIONS – REFUNDS**

| | | |
|-----------------------|---------------------------------------|--------------------|
| 6 th race: | #7 HE'S ROYALTY (Tr. Justin Treasure) | sick |
| | Examining Veterinarian Diane Isbell | REFUND: \$ 124.40 |
| 7 th race: | #9 DOWNTOWN SANGER (Tr. Mark Glatt) | injury |
| | Examining Veterinarian Diane Isbell | REFUND: \$1,094.80 |

06-14-08³**OWNER MICHAEL HAGEN ENTRY REQUEST**

Owner **MICHAEL HAGEN**, who is involved in an ownership dispute on the horse AMERICAN SYMPHONY, called and requested the opportunity to enter the horse. The horse is currently part of a disputed ownership case that is in New Mexico and Federal Courts. Mr. Hagen asked to be allowed to enter the horse with the provision, if the matter did not get resolved by scratch time, the horse could be scratched.

After considering Mr. Hagen's request, the request was denied by majority vote. Steward Nevin voiced a dissenting vote.

Prior to concluding the phone conversation and after being told his request was denied, Mr. Hagen requested a hearing before the stewards as soon as possible to address the issue of his horse being placed on the Stewards' list.

06-14-08⁴**OBJECTION – DISQUALIFICATION – Seventh Race**

The inquiry sign was posted following the seventh race for a review of an objection lodged by jockey **Barrington Harvey**, who rode #1 PRIVATE ASSETS (3rd place), against the winner, #3 CAPT. SPARROW, ridden by jockey Kyle Kaenel.

After viewing recorded views of the race, speaking with the riders involved and viewing the photo finish, #3 was disqualified from first and placed third.

The tape shows jockey Kyle Kaenel alter his mount's course outward several strides before the wire, taking the path of #1, forcing the rider of #1 to check his mount and alter course to avoid heels.

After viewing the photo finish monitor, which showed the margin between third place and second place to be a head, #3 was disqualified. The decision was unanimous.

The stewards also reviewed an earlier incident in the stretch where Mr. Harvey shifted out and inconvenienced the last place finisher which did not affect its placing.

Both riders are on the list to review the race with the stewards.

06-14-08⁵ **ATTENDANCE & HANDLE**

| | | |
|--------------|--------------|-----------------------|
| GGF | 3,949 | \$ 782,354.40 |
| NCOT | 3,975 | \$1,576,239.30 |
| SCOT | | \$1,011,763.80 |
| Out of State | | \$2,126,212.57 |
| TOTAL | 7,924 | \$5,496,570.07 |

Sunday06-15-08¹ **CAL-BRED REPORT**

Purse \$10,000. For Cal-Bred fillies and mares, three years old and upward, claiming price \$5,000 at six furlongs. The race was called off with four entries.

06-15-08² **HARVEY – KAENEL FILM REVIEW**

Both jockeys, Barrington Harvey and Kyle Kaenel, were issued stern warnings regarding maintaining straight courses. The race reviewed was yesterday's seventh race and the stewards were of the opinion the incidents did not rise to the level of suspension sanctions.

06-15-08³ **DECLARATIONS – REFUNDS**

| | | |
|-----------------------|---|-------------------|
| 2 nd race: | #1 RESPECTTHEOFFICER (Tr. Jeffrey Metz) | sick |
| | Examining Veterinarian Diane Isbell | REFUND: \$ 394.00 |
| 5 th race: | #13 ELITE SEA (Tr. John F. Martin) | also eligible |
| | Stewards | REFUND: \$ 50.40 |
| 7 th race: | #6 BUILDING RUST (Tr. Armando Lage) | injured |
| | Examining Veterinarian Diane Isbell | REFUND: \$ 481.00 |
| | #11 STREET COP (Tr. Manuel Calvario) | also eligible |
| | Stewards | REFUND: \$ 295.00 |
| | #12 THE FINAL ROAR (Tr. Peter Miller) | also eligible |
| | Stewards | REFUND: \$ 968.50 |
| 8 th race: | #11 MOMOTOMBO (Tr. R. L. Martin) | also eligible |
| | Stewards | REFUND: \$ 285.00 |
| | #12 JINETE (Tr. Genaro Vallejo) | also eligible |
| | Stewards | REFUND: \$ 346.70 |
| 9 th race: | #1 BLUSHING JULIET (Tr. John W. Sadler) | sick |
| | Examining Veterinarian Diane Isbell | REFUND: \$ 194.00 |
| | #7 BRAZEN AND FOXY (Tr. Steven Specht) | sick |
| | Examining Veterinarian Diane Isbell | REFUND: \$ 511.40 |

06-15-08³ **RULING NO. 23 – THOMAS**

Trainer **JAMEY THOMAS** is fined the sum of five hundred dollars (\$500.00) for violation of California Horse Racing Board rule #1659 (Delivery of Claimed Horse) on May 4, 2008.

The preceding ruling was issued after Mr. Thomas requested to address the matter informally and pled guilty. Mr. Thomas was cited in California Horse Racing Board case

08GG071 after he allowed a horse that was claimed from his stable to return which violated the rule cited.

06-15-08⁴ **RULING NO. 24 – INDIAN WEAVER**

Acting upon a report from the University of California, Davis Maddy Analytical Laboratory, the official laboratory for the California Horse Racing Board, that the urine sample, #BM03944, taken from the horse INDIAN WEAVER, second place finisher in the first race at Bay Meadows Race Course on April 11, 2008, showed the presence of Clenbuterol (Class III) in excess of the authorized decision level (9.3 ng/ml), it is hereby ordered that INDIAN WEAVER be disqualified from said race and declared in accordance with California Horse Racing Board rule #1859.5 (Disqualification Upon Positive Test Finding).

All monies earned (\$5,200.00) by owner Hugo Catalan, trainer Cirilo Sierra and jockey Juan Ochoa are ordered returned to the Paymaster of Purses for redistribution pursuant to California Horse Racing Board rule #1760 (Purse Award or Prize to be Withheld).

The revised order of finish is as follows:

2nd – BRADFORD
3rd – ICE OUT
4th – SHORE PATROL

All records are ordered changed to reflect this ruling. Pursuant to California Horse Racing Board rule #1956 (Race Declared Official) the pari-mutuel payoffs are in no way affected.

RULING NO. 25 – SIERRA

Trainer **CIRILO M. SIERRA**, who started INDIAN WEAVER in the first race at Bay Meadows Race Course on April 11, 2008, is fined the sum of four thousand dollars (\$4,000.00) pursuant to California Horse Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rule #1843 (d) & (d) (Medication, Drugs and Other Substances: Clenbuterol [Class III] in excess of specified level – 9.3 ng/ml).

The rulings listed above were issued after the stewards reviewed the evidence and testimony presented at the hearing. (Refer 6-13-08⁴)

06-15-08⁵ **ACCIDENT – INQUIRY – NO CHANGE**

The inquiry sign was posted following the running of the third race for a review of an accident after the start of #2 FUEGO, ridden by Francisco Duran. After reviewing the tapes of the race, the number posted on the tote board was made official.

The tapes show the horse acts up prior to the start and break while Mr. Duran was off balance which resulted in the rider falling off. The horse raced with the field and was pulled up by the outriders without further incident. Jockey Duran was uninjured.

06-15-08⁶ **ATTENDANCE & HANDLE**

| | | |
|---------------------|--------------|-----------------------|
| GGF | 6,447 | \$ 880,910.30 |
| NCOT | 3,232 | \$1,247,492.10 |
| SCOT | | \$ 876,129.70 |
| <u>Out of State</u> | | <u>\$1,676,645.58</u> |
| TOTAL | 9,679 | \$4,681,177.68 |

W E E K L Y S U M M A R Y

ATTENDANCE REPORT – The full Board of Stewards was in attendance each racing day during the reporting period for both morning business and the afternoon racing program.

VETERINARIAN RECOMMENDED SCRATCHES

| Date | Race | No. | Horse | Trainer | Reason | Vet | Refund |
|--------|------|-----|-------------------|--------------|---------|--------|----------------------|
| | | | | | | | Part of Entry |
| 11-Jun | 5 | 1 | STELLA'S POSADA | Hollendorfer | sick | Isbell | |
| | | 5 | TIMELY BRUSH | Wells | sick | Isbell | \$134.50 |
| | 8 | 4 | APOLLINO | Wickman | injured | Isbell | \$245.00 |
| 12-Jun | 4 | 5 | UNUSUAL BEAT | Delima | sick | Isbell | \$116.00 |
| 13-Jun | 7 | 3 | ICAN'TREMEMBER | Utley | injured | Isbell | \$513.50 |
| 14-Jun | 6 | 7 | HE'S ROYALTY | Treasure | sick | Isbell | \$124.40 |
| | 7 | 9 | DOWNTOWN SANGER | Glatt | injured | Isbell | \$1,094.80 |
| 15-Jun | 2 | 1 | RESPECTTHEOFFICER | Metz | sick | Isbell | \$394.00 |
| | 7 | 6 | BUILDINGTRUST | Lage | injured | Isbell | \$481.00 |
| | 9 | 1 | BLUSHING JULIET | Sadler | sick | Isbell | \$194.00 |
| | | 7 | BRAZEN AND FOXY | Specht | sick | Isbell | \$511.40 |

VETERINARY REPORT**Euthanized / Died**

06-12-08 Famego (Tr. Jerry Hollendorfer) shattered left hind pastern – Tapeta, racing
 06-15-08 Royal Tilt (Tr. Erin Anderson) **PONY HORSE** - laminitis

Injuries

06-05-08 Holy Lark (Tr. Armando Lage) musculoskeletal injury right front – Tapeta, racing

Veterinarian's List

There were fourteen (14) horses placed on the vet's list:

Sick: 7
 Injured: 5
 Unsound: 2
 Bled: 0

There were seventeen (17) horses removed from the vet's list:

Sick: 5
 Injured: 7
 Unsound: 5
 Bled: 1

Shockwave Therapy: There were three (3) shockwave therapy treatments reported.

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

| | | |
|-----------------|------|----------------|
| Anderson | 128 | \$40,021.70 |
| Bakersfield | 398 | \$122,380.00 |
| Bay Meadows | 4569 | \$1,646,623.90 |
| Eureka | 54 | \$19,852.60 |
| Fresno | 392 | \$144,401.40 |
| Fresno Club One | 80 | \$43,303.10 |
| Monterey | 400 | \$225,746.10 |
| Pleasanton | 1909 | \$842,689.90 |
| Sacramento | 1411 | \$578,757.30 |
| San Jose | 1593 | \$748,864.20 |
| Santa Rosa | 884 | \$210,587.80 |
| Stockton | 1172 | \$403,362.70 |
| Tulare | 268 | \$70,551.70 |
| Turlock | 512 | \$146,792.50 |
| Vallejo | 924 | \$324,923.10 |
| So. California | | \$3,162,562.20 |
| Out of State | | \$8,400,616.08 |

SUMMARY

| | 11- Jun | 12- Jun | 13- Jun | 14- Jun | 15-Jun | Week | Meet |
|----------------------|--------------------|--------------------|--------------------|--------------------|---------------|-------------|-------------|
| ACCIDENTS | 0 | 0 | 0 | 0 | 1 | 1 | 5 |
| CAL-BRED RACES | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| CLAIMS | 4 | 3 | 3 | 3 | 3 | 16 | 71 |
| DISQUALIFICATIONS | 0 | 0 | 0 | 1 | 0 | 1 | 7 |
| INQUIRIES/OBJECTIONS | 0 | 0 | 1 | 1 | 1 | 3 | 17 |
| REFUNDS | 4 | 2 | 1 | 2 | 9 | 18 | 89 |
| RULINGS | 2 | 0 | 1 | 0 | 3 | 6 | 25 |

Respectfully submitted,

Darrel McHargue, Steward

Dennis Nevin, Steward

John Herbuveaux, Steward

DM/BOS:kjk